

Exhibit B

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June 21, 2007

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Re: Holinka v. A.W. Chesterton Co.
Index No. 114120-06



X-MINUTE-19

printed 6/19/07

Dear Counsel:

Please find enclosed responses to Defendant's Supplemental Set of Interrogatories and Document Requests. Feel free to contact me if you have any questions or concerns.

Very Truly Yours,

Benjamin Darche

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SUPPLEMENTAL INTERROGATORIES

1. Identify all persons with knowledge of the manufacturer(s), brand name(s) or trade name(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff took undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

Answer: Upon information and belief, at the present time, other than the plaintiff himself, no one. If at any time this changes, we will notify defense counsel immediately.

2. Identify all person with knowledge of the manufacturer(s), brand names(s) or trade(s) name of the heat-resistant mittens that plaintiff allegedly used at the following sites, or that were supplied for use at the following during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

Answer: Upon information and belief, at the present time, other than the plaintiff himself, no one. If at any time this changes, we will notify defense counsel immediately.

3. Identify all persons with knowledge of the supplier(s) or distributor(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;

- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

Answer: Upon information and belief, no one at this time. If at any time this changes, we will notify defense counsel immediately.

4. Identify all persons with knowledge of the supplier(s) or distributor(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff took undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

Answer: Upon information and belief, no one at this time. If at any time this changes, we will notify defense counsel immediately.

SUPPLEMENTAL DOCUMENT REQUESTS

You are hereby requested to produce the following documents and things:

1. All written or recorded statements from any of the persons identified in response to the above interrogatories.

Answer: None

2. All documents that relate, refer or pertain to the identity of the manufacturer(s), brand name(s) or trade name(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

Answer: None

2. All documents that relate, refer or pertain to the identity of the manufacturer(s), brand name(s) or trade name(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

Answer: None

4. All documents that relate, refer or pertain to the identity of the supplier(s) or distributor(s) of the Bunsen burner pad that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;

- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine

Answer: None

5. All documents that relate, refer or pertain to the identity of the supplier(s) or distributor(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

Answer: None

6. All Fischer Scientific catalogs in the possession of plaintiff or his attorneys.

Answer: All catalogs possessed by plaintiff will be produced at plaintiff's office for defendants to copy at a mutually agreeable date and time.

7. All American Scientific catalogs in the possession of plaintiff or his attorneys.

Answer: See answer 6.

8. All Van Waters & Rogers catalogs in the possession of plaintiff or his attorneys.

Answer: See answer 6.

9. All Cenco catalogs in the possession of plaintiff or his attorneys.

Answer: See answer 6.

10. All deposition or trial transcripts for any employee or former employee of Fisher Scientific.

Answer: Upon information and belief, any transcript in plaintiff's possession has been provided to us by defense counsel in the current case.

11. All deposition or trial transcripts for any employee or former employee of American Scientific.

Answer: Upon information and belief, none.

12. All deposition or trial transcripts for any employee or former employee of Van Water Rogers.

Answer: Upon information and belief, the only deposition in our possession at this time is that of Martin Taylor in which defendants were present.

13. All deposition or trial transcripts for any employee or former employee of Cenco.

Answer: Upon information and belief, the only deposition in our possession at this time is that of Martin Allen in which defendants were present.

14. All deposition or trial transcripts from matters involving claims of asbestos injury for any witness plaintiff intends to call as an expert witness in the case, including Dr. Jacqueline Moline.

Answer: In light of the numerous times Dr. Moline has testified, please see the attached transcript of Dr. Moline's trial testimony from the Robert Croteau case, which addresses the likely defenses to be raised in the current matter. In addition, if the defendants here intend to dispute Mr. Holinka's mesothelioma diagnosis, we will provide prior testimony transcripts of Dr. Strauchen.

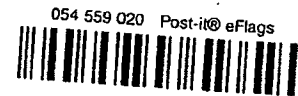
Exhibit C

Page 1

1

SUPREME COURT

ALL COUNTIES WITHIN THE STATE OF NEW YORK



IN RE: NEW YORK CITY ASBESTOS LITIGATION

DEPOSITION UNDER ORAL
EXAMINATION OF
CHRISTIAN HOLINKA

This Document Applies To:

CHRISTIAN HOLINKA

INDEX NO.: 114120-06

PRIORITY ONE COURT REPORTING SERVICES, INC.

899 Manor Road

Staten Island, New York 10314

(718) 983-1234

<p style="text-align: right;">Page 6</p> <p style="text-align: center;">6</p> <p>1 IT IS HEREBY STIPULATED AND AGREED by and between</p> <p>2 the attorneys for the respective parties hereto that</p> <p>3 filing, sealing and certification of the within</p> <p>4 Examination Before Trial be waived; that all</p> <p>5 objections, except as to form, are reserved to the</p> <p>6 time of trial.</p> <p>7 IT IS FURTHER STIPULATED AND AGREED that the</p> <p>8 transcript may be signed before any Notary Public with</p> <p>9 the same force and effect as if signed before a Clerk</p> <p>10 or Judge of the Court.</p> <p>11 IT IS FURTHER STIPULATED AND AGREED that the</p> <p>12 within examination may be utilized for all purposes as</p> <p>13 provided by the CPLR.</p> <p>14 IT IS FURTHER STIPULATED AND AGREED that all</p> <p>15 rights provided to all parties by the CPLR shall not</p> <p>16 be deemed waived and the appropriate sections of the</p> <p>17 CPLR shall be controlling with respect thereto.</p> <p>18 IT IS FURTHER STIPULATED AND AGREED by and</p> <p>19 between the attorneys for the respective parties</p> <p>20 hereto that a copy of the Examination shall be</p> <p>21 furnished, without charge, to the attorney</p> <p>22 representing the witness testifying herein.</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 8</p> <p style="text-align: center;">Christian Holinka 8</p> <p>1 Reporter cannot take everything down if we are talking</p> <p>2 on top of each other, okay? When I ask a question,</p> <p>3 all my questions require responses. So, nodding your</p> <p>4 head the Court Reporter cannot take down, so you will</p> <p>5 have to say yes or no; do you understand that?</p> <p>6 A Yes.</p> <p>7 Q If you do not understand one of my</p> <p>8 questions, please just let me know and I will try to</p> <p>9 rephrase it so that you do understand my question.</p> <p>10 And I do not want you to guess with any of your</p> <p>11 answers. If you have a best recollection or a best</p> <p>12 estimate, that is fine but we do not want you to</p> <p>13 guess. We are just here to find out what you remember</p> <p>14 today; do you understand?</p> <p>15 A Yes.</p> <p>16 Q And if at any time you need a break, please</p> <p>17 just let me know and we will be happy to give you a</p> <p>18 break.</p> <p>19 A Thank you, I will.</p> <p>20 Q Mr. Holinka, am I saying your name</p> <p>21 properly?</p> <p>22 A Holinka.</p> <p>23 Q Have you been known under any name other</p> <p>24 than Christian Holinka?</p> <p>25</p>
<p style="text-align: right;">Page 7</p> <p style="text-align: center;">Christian Holinka 7</p> <p>1 CHRISTIAN HOLINKA, the</p> <p>2 Plaintiff herein, after having first been duly</p> <p>3 sworn by a Notary Public of the State of New</p> <p>4 York, was examined and testified as follows:</p> <p>5 THE REPORTER: State your name for the</p> <p>6 record, please.</p> <p>7 THE WITNESS: Christian Holinka.</p> <p>8 THE REPORTER: State your present home</p> <p>9 address for the record, please.</p> <p>10 THE WITNESS: 299 West 12th Street,</p> <p>11 Apartment 9-J, New York, New York 10014.</p> <p>12 DIRECT EXAMINATION</p> <p>13 BY MS. LEAVITT:</p> <p>14 Q Hello, Mr. Holinka. My name is Cori</p> <p>15 Leavitt and I am an attorney with the law firm of</p> <p>16 Malaby, Carlisle and Bradley. I represent a few of</p> <p>17 the defendants that have been sued in your lawsuit.</p> <p>18 I am going to be asking most of the</p> <p>19 questions today. When I am done asking all of the</p> <p>20 questions that I need to, some of the other attorneys</p> <p>21 in the room might have some questions.</p> <p>22 First, I want to tell you a few ground</p> <p>23 rules at depositions. As a courtesy we should wait</p> <p>24 until each person is done speaking because the Court</p> <p>25</p>	<p style="text-align: right;">Page 9</p> <p style="text-align: center;">Christian Holinka 9</p> <p>1 A No. My middle name is Franz, Christian</p> <p>2 Franz Holinka.</p> <p>3 Q Do you have any nicknames?</p> <p>4 A No.</p> <p>5 Q And how old are you?</p> <p>6 A Sixty-nine.</p> <p>7 Q And can you please tell me your birthday.</p> <p>8 A July 7, 1937.</p> <p>9 Q And your Social Security number, please.</p> <p>10 A 071-32-9313.</p> <p>11 Q Am I correct that you presently reside at</p> <p>12 299 West 12th Street, Apartment 9-J in New York City?</p> <p>13 A That's correct.</p> <p>14 Q Have you taken any medications today?</p> <p>15 A No.</p> <p>16 Q Are you married?</p> <p>17 A No.</p> <p>18 Q Have you ever been married?</p> <p>19 A Yes.</p> <p>20 Q And can you tell me who you were married</p> <p>21 to?</p> <p>22 A Yes. Her name is Hilka Veth; V-E-T-H. She</p> <p>23 lived -- well,...</p> <p>24 Q Did she use the same last name as you when</p> <p>25</p>

Page 10	Page 12
<p>1 Christian Holinka 10</p> <p>2 you were married?</p> <p>3 A Yes, she did.</p> <p>4 Q Is she presently alive?</p> <p>5 A Yes.</p> <p>6 Q And how did that marriage end?</p> <p>7 A Divorce.</p> <p>8 Q Does she still use the last name Holinka?</p> <p>9 A No.</p> <p>10 Q What is her present last name?</p> <p>11 A V-E-T-H.</p> <p>12 Q And when did you get divorced?</p> <p>13 A 1978.</p> <p>14 Q Do you know where she lives presently?</p> <p>15 A Yes. In Hamburg in Germany.</p> <p>16 Q Did she ever live in the United States with</p> <p>17 you?</p> <p>18 A Yes.</p> <p>19 Q When did she move back to Hamburg, Germany?</p> <p>20 A In 19 -- late 1974, may have been early</p> <p>21 '75.</p> <p>22 Q Were you separated at that time?</p> <p>23 A No, we lived together.</p> <p>24 Q Is Hilka Veth in any way financially</p> <p>25 dependent upon you at this time?</p>	<p>1 Christian Holinka 12</p> <p>2 A Yes. Herbert Kalke; K-A-L-K-E.</p> <p>3 Q Is your father deceased?</p> <p>4 A Yes.</p> <p>5 Q How old was your father when he died?</p> <p>6 A In his early 30's.</p> <p>7 Q What did your father die from?</p> <p>8 A He was killed in the war.</p> <p>9 Q World War II?</p> <p>10 A Uh-huh.</p> <p>11 Q You have to say yes.</p> <p>12 A Sorry, yes.</p> <p>13 Q Was he a military man?</p> <p>14 A He was drafted, not, not career.</p> <p>15 Q Prior to being drafted into the military,</p> <p>16 what did your father do for a living?</p> <p>17 A He was a business person. I know for when</p> <p>18 -- may I say something? I know very little about him</p> <p>19 because my mother was not married to him.</p> <p>20 Q Do you know anything about your father's</p> <p>21 health?</p> <p>22 A No.</p> <p>23 Q Do you know if your father was a smoker?</p> <p>24 A No, I don't know.</p> <p>25 Q Did your father have any lung or breathing</p>
Page 11	Page 13
<p>1 Christian Holinka 11</p> <p>2 A No.</p> <p>3 Q Do you know how her health is now?</p> <p>4 A Good.</p> <p>5 Q Was Hilka a smoker when you were married to</p> <p>6 her?</p> <p>7 A Very briefly for perhaps half a year and</p> <p>8 then she quit.</p> <p>9 Q When did you and Hilka get married?</p> <p>10 A In 1970.</p> <p>11 Q Was Hilka your first and only marriage?</p> <p>12 A Yes.</p> <p>13 Q Do you know if Hilka has any lung or</p> <p>14 breathing problems?</p> <p>15 A No, no, she doesn't.</p> <p>16 Q Do you know if -- let me rephrase that --</p> <p>17 has Hilka ever been diagnosed with any type of cancer?</p> <p>18 A No.</p> <p>19 Q Do you and Hilka have any children</p> <p>20 together?</p> <p>21 A No.</p> <p>22 Q Do you have any children?</p> <p>23 A No.</p> <p>24 Q Can you tell me the name of your father,</p> <p>25 please.</p>	<p>1 Christian Holinka 13</p> <p>2 problems?</p> <p>3 A I don't know.</p> <p>4 Q How old were you when your father passed</p> <p>5 away?</p> <p>6 A Five-years-old.</p> <p>7 Q Were there any other father figures in your</p> <p>8 life?</p> <p>9 A No.</p> <p>10 Q Is your mother living or deceased?</p> <p>11 A Deceased.</p> <p>12 Q And what was your mother's name?</p> <p>13 A Maria Holinka.</p> <p>14 Q How old was your mother when she passed</p> <p>15 away?</p> <p>16 A Ninety-five.</p> <p>17 Q And what did your mom die from?</p> <p>18 A No specific cause. Old age I guess you</p> <p>19 might say.</p> <p>20 Q How was your mother's health?</p> <p>21 A Excellent.</p> <p>22 Q Was your mother a smoker?</p> <p>23 A No.</p> <p>24 Q What is it your mother -- did your mother</p> <p>25 work?</p>

Page 14	Page 16
<p>1 Christian Holinka 14</p> <p>2 A Yes, she did.</p> <p>3 Q What did she do?</p> <p>4 A She worked as an administrator in a hotel.</p> <p>5 Q Was that hotel in Germany?</p> <p>6 A Yes.</p> <p>7 Q Do you know what part of Germany?</p> <p>8 A Well, actually generically she worked as an</p> <p>9 administrator in hotels, she worked in perhaps two or</p> <p>10 three near Cologne, I don't remember the exact</p> <p>11 addresses.</p> <p>12 Q Did your mother have any lung or breathing</p> <p>13 problems?</p> <p>14 A No.</p> <p>15 Q Can you give me the address of the first</p> <p>16 home you recall living in?</p> <p>17 A I can give you the street and the town.</p> <p>18 Q Okay.</p> <p>19 A In fact, I know the number also. The</p> <p>20 street is One Erzberger Strasse.</p> <p>21 Q Can you spell that?</p> <p>22 A E-R-Z-B-E-R-G-E-R, and then Strasse,</p> <p>23 street.</p> <p>24 Q How old were you when you lived there?</p> <p>25 A I was about 10 to 14.</p>	<p>1 Christian Holinka 16</p> <p>2 A No.</p> <p>3 Q Do you have any siblings?</p> <p>4 A No.</p> <p>5 Q Who did you live with there?</p> <p>6 A With my aunt.</p> <p>7 Q What kind of home was it?</p> <p>8 A It was a family home, rental.</p> <p>9 Q Was it a one-family home or was it in an</p> <p>10 apartment building?</p> <p>11 A It was a medium size building, about six</p> <p>12 units, six apartments.</p> <p>13 Q How was the unit that you lived in heated?</p> <p>14 A I think gas, I do not recall. Or steam,</p> <p>15 very likely steam heating because that was the general</p> <p>16 case at the time but I do not recall.</p> <p>17 Q Did you ever handle any coal with respect</p> <p>18 to the heating at this house?</p> <p>19 A I think so. I do not recall exactly.</p> <p>20 Q What was the condition of the unit that you</p> <p>21 lived in?</p> <p>22 A It was very good, it was a new building</p> <p>23 when we moved in.</p> <p>24 Q Between age 7 and age 10 before you moved</p> <p>25 to Olpe in West Germany, where did you live?</p>
Page 15	Page 17
<p>1 Christian Holinka 15</p> <p>2 Q Was that in Germany?</p> <p>3 A It's in Germany.</p> <p>4 Q Where in Germany?</p> <p>5 A In West Germany.</p> <p>6 Q Is there a specific town?</p> <p>7 A Yes, Olpe; O-L-P-E.</p> <p>8 Q Was that during wartime that you lived</p> <p>9 there?</p> <p>10 A No, that was after the war. It was 1950 to</p> <p>11 '54. To '53 actually.</p> <p>12 Q From approximately 1937 to approximately</p> <p>13 1950, where did you live?</p> <p>14 A Until I was 7-years-old in what's now</p> <p>15 Poland, Bad Altheide.</p> <p>16 Q Can you spell that?</p> <p>17 A I can give you the name of the town.</p> <p>18 Q Yes, please.</p> <p>19 A B-A-D, new word, A-L-T-H-E-I-D-E.</p> <p>20 Q And that is now considered Poland?</p> <p>21 A It's now considered Poland, yes.</p> <p>22 Q And what was it considered when you lived</p> <p>23 there?</p> <p>24 A Germany.</p> <p>25 Q Were you attending school at that time?</p>	<p>1 Christian Holinka 17</p> <p>2 A Well, there was about a year prior to that</p> <p>3 also in Olpe. You ask me the first address I remember</p> <p>4 there, I don't remember the address.</p> <p>5 Q But it was in the same town?</p> <p>6 A It was in the same town.</p> <p>7 Q And who did you live with?</p> <p>8 A Also my aunt and my cousin.</p> <p>9 Q What was your aunt's full name?</p> <p>10 A First name is Erna; E-R-N-A, last name</p> <p>11 J-A-K-U-S-Z-I-T.</p> <p>12 Q And your cousin's name?</p> <p>13 A Her first name is Petra; P-E-T-R-A.</p> <p>14 Q Same last name?</p> <p>15 A No, she's married now, so she uses her</p> <p>16 married name Rottenbacher; R-O-T-T-E-N-B-A-C-H-E-R.</p> <p>17 Q And is Petra still alive?</p> <p>18 A Yes.</p> <p>19 Q And where does she presently live?</p> <p>20 A Cologne, Germany.</p> <p>21 Q Do you know her address?</p> <p>22 A I know the street.</p> <p>23 Q Can you please tell me the street?</p> <p>24 A Yes. I can spell it.</p> <p>25 Q Yes, please.</p>

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1 Christian Holinka 18
 2 A R-O-S-E-N-T-H-A-L, and then Strasse,
 3 street.
 4 Q If at a later time you remember the
 5 specific address on that street, can you please let
 6 your attorney know and provide that information for
 7 us.

8 And what kind of residence did you live in
 9 for that one year?

10 A It was an older building. Also, well, I
 11 can't say apartment building because, you know, you
 12 had 70 million refugees from the east. So, what
 13 happened is people were required to share a room with
 14 refugees from the east. So, it was really a private
 15 building of two parties that lived there permanently
 16 and we were quartered there if you want. The building
 17 I would say was built in about 1925, mid-20's.

18 Q Were there any coal burning stoves at that
 19 residence?

20 A Yes.

21 Q Did you ever have to bring the coal from
 22 somewhere into the residence for heating purposes?

23 A Well, usually from the basement, the
 24 cellar, yes.

25 Q So, there was coal in the cellar of this

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1 Christian Holinka 20

2 A Occasionally I did.

3 Q Would that be approximately once a week?

4 A Probably less, I don't recall exactly.

5 Q Can you tell me, because I've never had to
 6 bring coal from one place to another, what is it that
 7 you would have to do; was there a wheelbarrow that
 8 helped you or can you explain the process to me?

9 A No. You just had a little basket and you
 10 put some of these coal, the best kind of light coal,
 11 you put five or six or eight briquettes in there and
 12 you took them upstairs.

13 Q In approximately 1953 where did you move
 14 to?

15 A To a boarding school.

16 Q And what was the name of the boarding
 17 school?

18 A I don't even think it had a name.

19 Q Where was it located?

20 A In Oldenburg; O-L-D-E-N-B-U-R-G. And I --
 21 you want the address?

22 Q Please.

23 A Eferdemarkt; E-F-E-R-D-E-M-A-R-K-T, One.

24 Q Oldenburg is the town?

25 A Yes.

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1 Christian Holinka 19

2 residence?

3 A Yeah. And it was mainly what's called
 4 briquette, this pressed coal, light brown coal.

5 Q How often, if you can estimate for me,
 6 would you have to bring the coal from the basement?

7 A Once a week, twice a week, estimated.

8 Q And did you also have to bring the coal
 9 into the residence when you were living in what is --
 10 I am not going to be able to pronounce it -- so what
 11 is now considered the Poland address that you gave us?

12 A No.

13 Q And who did you live with when you resided
 14 at One Erzberger Strasse in Olpe, West Germany?

15 A My aunt and my cousin.

16 Q And what type of residence was that?

17 A It was a new building, meaning it was well
 18 built in the early 50's.

19 Q Was that heated with coal?

20 A There certainly was one stove that used
 21 coal.

22 Q And was the coal stored in the basement?

23 A I would imagine so, yes.

24 Q And did you have to bring the coal from the
 25 basement up to the area where this stove was?

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1 Christian Holinka 21

2 Q And is that also in West Germany?

3 A Yes. In the north of West Germany, western
 4 Germany.

5 Q Did your Aunt Erna work when you lived with
 6 her?

7 A No.

8 Q Other than your aunt and your cousin Petra,
 9 did you live with any other family members from up
 10 until age 14?

11 A No.

12 Q For how long did you attend the boarding
 13 school?

14 A Three years, 1954 through 1956.

15 Q While at boarding school did you have any
 16 type of vocational training?

17 A No.

18 Q The education that you received at boarding
 19 school, was it all academics?

20 A Yes.

21 Q Did you work at all while attending
 22 boarding school?

23 A No.

24 Q What type of residence did you live in at
 25 the boarding school?

Page 22

1 Christian Holinka 22
 2 A It was a very large building, partly office
 3 building. Built, I would imagine, around 1910.
 4 Q Were there any renovations ongoing while
 5 you were at the boarding school?
 6 A No.
 7 Q Did you graduate from the boarding school?
 8 A Yes.
 9 Q And what type of degree did you get?
 10 A It was essentially the equivalent to high
 11 school graduation, that's now direct equivalent.
 12 Q After boarding school where did you live?
 13 A In New York.
 14 Q So, am I correct that in 1956 you left the
 15 northwestern part of Germany?
 16 A Yes.
 17 Q And moved to the United States?
 18 A I immigrated to the United States, yes.
 19 Q Did you come here with anyone?
 20 A No. I had relatives in Queens.
 21 Q My math is not good, so can you tell me
 22 approximately how old you were at that time?
 23 A Nineteen.
 24 Q Did you serve in the military at any time
 25 while in Germany?

Page 23

1 Christian Holinka 23
 2 A No.
 3 Q Are you a citizen of the United States?
 4 A Yes.
 5 Q When did you become a citizen?
 6 A I don't recall the exact year. I think it
 7 was 1966. I can validate this with my attorney.
 8 Q Thank you.
 9 When you came to the United States in
 10 approximately 1956, can you tell me where you lived?
 11 A No, definitely 1956, October 26th.
 12 Q Where did you live?
 13 A I briefly lived with my uncle and aunt in
 14 Queens.
 15 Q Just to back up for a minute, how did you
 16 get to the United States?
 17 A By applying for an immigration visa
 18 sponsored by my relatives.
 19 Q How did you actually transport yourself to
 20 the United States?
 21 A Flying.
 22 Q Are either your aunt or your uncle
 23 presently alive?
 24 A No.
 25 Q Do you know where in Queens you lived with

Page 24

1 Christian Holinka 24
 2 them?
 3 A I have the address, 10413 89th Avenue,
 4 Richmond Hill.
 5 Q Is that a single-family home?
 6 A It was a two-family home.
 7 Q Did you live with any cousins at that
 8 address?
 9 A No.
 10 Q How was that house heated?
 11 A I don't know.
 12 Q Were any renovations ongoing while you
 13 lived there?
 14 A No.
 15 Q You might have answered this but I just do
 16 not remember: For how long did you live there with
 17 your aunt and uncle?
 18 A About six weeks.
 19 Q What did your uncle do for a living during
 20 the six week period that you lived there?
 21 A He worked at a grocery store.
 22 Q Did your aunt work during that time?
 23 A No.
 24 Q Where did you live after that six week
 25 period?

Page 25

1 Christian Holinka 25
 2 A In the United States Army. That's not a
 3 living place but I can give you the various stations.
 4 Q During what time period were you in the
 5 Army?
 6 A November '56 to July '59. May have been
 7 August '59.
 8 Q Did you receive an honorable discharge?
 9 A Yes.
 10 Q Can you tell me where you were stationed in
 11 the Army, please.
 12 A Yes. Fort Dix, New Jersey for basic
 13 training, eight weeks.
 14 Q During the eight weeks of basic training,
 15 were you exposed to asbestos in any way?
 16 A Not to my knowledge.
 17 Q Were you exposed to any type of chemicals
 18 or fumes during the eight weeks of basic training?
 19 A I don't know.
 20 Q Were you exposed to any types of gas during
 21 the eight weeks of basic training?
 22 A Not to my knowledge.
 23 Q What about radiation?
 24 A Not to my knowledge, no.
 25 Q After the eight weeks of basic training,

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1 Christian Holinka 26
 2 where were you stationed?
 3 A Fort Sam, Houston, Texas.
 4 Q Is that Fort Sam?
 5 A Fort Sam.
 6 Q And for how long were you there?
 7 A Well, Brooks Army Medical Center is the
 8 unit I was associated with.
 9 Q For how long were you there?
 10 A About two months.
 11 Q Did you have a rank or a title at that
 12 time?
 13 A Private. At the end I think I was promoted
 14 to a PFC, Private First Class.
 15 Q When you say "at the end," are you saying
 16 at the end of those two months?
 17 A Yeah. That was a specialty training
 18 program and I believe at the end or shortly thereafter
 19 I was promoted.
 20 Q And what was the specialty that you were
 21 training in?
 22 A Medical laboratory technician.
 23 Q Had you had any prior experience with
 24 medical laboratories prior to this two month period?
 25 A No.

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1 Christian Holinka 27
 2 Q Were you exposed to asbestos during the two
 3 month period at Fort Sam?
 4 A It is likely.
 5 Q Can you explain to me why it was likely or
 6 how it was likely?
 7 A The training was, the training of a medical
 8 laboratory technician and in doing so we used Bunsen
 9 burners with Bunsen burner pads that had the center
 10 round asbestos parts to uniformly distribute heat. We
 11 used incubators to an extent but at that period in a
 12 minor way because it was a matter of training, not
 13 full-time work at the laboratory.
 14 Q How much of your time during the two months
 15 at Fort Sam was spent on academics, classroom?
 16 A Perhaps two hours a day, theoretical
 17 training.
 18 Q And how much time was spent in the
 19 laboratories training?
 20 A The rest about five, six hours.
 21 Q Out of the five, six hours a day, can you
 22 estimate how much time was spent on the Bunsen burner,
 23 working with Bunsen burners?
 24 A Relatively little. During training I would
 25 say perhaps two hours a week divided by five is per

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1 Christian Holinka 28
 2 day.
 3 Q Why would you have to use a Bunsen burner?
 4 A To heat media, to heat water. It's a
 5 ubiquitous thing, just like a gas stove in a kitchen.
 6 Q Were you actually using the Bunsen burners
 7 or were you watching the teachers use the Bunsen
 8 burners?
 9 A Both.
 10 Q Now, you told us that there were pads on
 11 the Bunsen burners, what was it about your, what was
 12 it about these pads that you believe --
 13 MS. LEAVITT: Strike that.
 14 Q What was it about the work that you were
 15 doing with the Bunsen burners that you believe caused
 16 you to be exposed to asbestos?
 17 A A part of the pad that you placed on a
 18 flame to uniformly distribute heat was known to
 19 contain asbestos.
 20 Q Did you have to do any work with that pad?
 21 A Well, you handled it. Certainly if it was
 22 new, you put it on and if it became brittle and
 23 somewhat dusty, you disposed of it and put on another
 24 one.
 25 Now, I would like to emphasize that that

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1 Christian Holinka 29
 2 was relatively minimal during training but later
 3 during my work in the year I worked with it every day.
 4 MR. DARCHE: Just answer, she will ask
 5 that.
 6 THE WITNESS: Okay.
 7 Q Can you tell us what kind of work you would
 8 do on or with incubators during this two month period?
 9 A Bacterial cultures.
 10 Q I'm sorry?
 11 A Bacterial cultures.
 12 Q Would you take the cultures and put them
 13 into the incubator?
 14 A Yes.
 15 Q Just to go backwards, do you know who
 16 manufactured any of the Bunsen burners that you worked
 17 on during this two month period at Fort Sam?
 18 A I do not recall.
 19 Q Do you know the manufacturer of any of the
 20 pads that were on the Bunsen burners during the two
 21 month period at Fort Sam?
 22 A I do not recall.
 23 Q How do you believe you were exposed to
 24 asbestos as a result of the incubators during the two
 25 month period at Fort Sam?

<p style="text-align: right;">Page 30</p> <p>1 Christian Holinka 30</p> <p>2 A By handling them.</p> <p>3 Q I want to make sure I understand. Do you</p> <p>4 mean by handling the incubators or by handling the</p> <p>5 bacterial cultures?</p> <p>6 A By handling the incubators.</p> <p>7 Q Can you describe the size of the incubators</p> <p>8 that you are talking about?</p> <p>9 A They typically would be about 3 feet x 3</p> <p>10 feet and perhaps 4 feet in depth but I cannot describe</p> <p>11 them exactly.</p> <p>12 Q What was it about handling the incubators</p> <p>13 that caused you exposure to asbestos?</p> <p>14 A Opening the doors, put in cultures, cell</p> <p>15 cultures, bacterial cultures inside, closing the</p> <p>16 doors. By the door, I should say.</p> <p>17 Q Was there a particular part of the</p> <p>18 incubator that you believe contained asbestos?</p> <p>19 A I don't know.</p> <p>20 Q So, why do you think that you were exposed</p> <p>21 to asbestos from the incubator?</p> <p>22 A To my knowledge incubators at a time</p> <p>23 contained as a component asbestos.</p> <p>24 Q Do you know where on an incubator?</p> <p>25 A I don't know the exact, no.</p>	<p style="text-align: right;">Page 32</p> <p>1 Christian Holinka 32</p> <p>2 Q So, did you spend the duration of your time</p> <p>3 in the Army at the 98 General Hospital?</p> <p>4 A Yes.</p> <p>5 Q And what was your rank or title while you</p> <p>6 were there?</p> <p>7 A Private First Class and in the end</p> <p>8 specialist for Spec 4.</p> <p>9 Q When did you become a specialist?</p> <p>10 A About -- I don't know the exact date. The</p> <p>11 year about 1956, in the middle of my station at</p> <p>12 Neubruecke.</p> <p>13 Q You told us that you were at General</p> <p>14 Hospital from '57 to '59?</p> <p>15 A Uh-huh.</p> <p>16 Q Did you become a specialist while you were</p> <p>17 at the hospital?</p> <p>18 A Yes.</p> <p>19 Q So, 1956 would not be accurate because you</p> <p>20 said you were there from '57 to '59.</p> <p>21 A Oh, I'm sorry, sorry.</p> <p>22 Q So, can you --</p> <p>23 A I stand corrected. As I said in the middle</p> <p>24 of my tenure at the 98 General Hospital, so it would</p> <p>25 be 1958.</p>
<p style="text-align: right;">Page 31</p> <p>1 Christian Holinka 31</p> <p>2 Q Do you know for sure that the incubators</p> <p>3 that were at Fort Sam during that two month period</p> <p>4 contained asbestos?</p> <p>5 A No.</p> <p>6 Q Do you know the manufacturer of the</p> <p>7 incubators at Fort Sam?</p> <p>8 A No.</p> <p>9 Q Do you recall the names of any co-workers</p> <p>10 at Fort Sam?</p> <p>11 A No.</p> <p>12 Q Other than the Bunsen burners or the pads</p> <p>13 on the Bunsen burners, were you exposed to asbestos in</p> <p>14 any other way while at Fort Sam?</p> <p>15 A I don't know.</p> <p>16 Q After your training at Fort Sam, where did</p> <p>17 you go?</p> <p>18 A I was stationed at the 98 General Hospital</p> <p>19 in, I will spell the name, Neubruecke, Germany;</p> <p>20 N-E-U-B-R-U-E-C-K-E, in Germany.</p> <p>21 Q That was while you were in the U.S. Army,</p> <p>22 correct?</p> <p>23 A Yes.</p> <p>24 Q And during what time period were you there?</p> <p>25 A July 1957 to July or August 1959.</p>	<p style="text-align: right;">Page 33</p> <p>1 Christian Holinka 33</p> <p>2 Q Can you tell me what type of work you did</p> <p>3 as a Private First Class from approximately July '57</p> <p>4 to 1958?</p> <p>5 A Yes. I worked in all branches of a</p> <p>6 clinical medical laboratory including bacteriology,</p> <p>7 biochemistry and hematology. And I should say</p> <p>8 pathology also.</p> <p>9 MR. DARCHE: Could we take a two minute</p> <p>10 break, please?</p> <p>11 MS. LEAVITT: Sure.</p> <p>12 (Whereupon, at 11:43 A.M., a short recess</p> <p>13 was taken)</p> <p>14 (Back on the record at 11:55 A.M.)</p> <p>15 Q Mr. Holinka, I just want to go backwards</p> <p>16 for a minute and then we will come back to the</p> <p>17 hospital.</p> <p>18 When you were at Fort Sam for those two</p> <p>19 months, do you know who supplied the Bunsen burners to</p> <p>20 Fort Sam?</p> <p>21 A No, I don't.</p> <p>22 Q Do you know who supplied the incubators to</p> <p>23 Fort Sam?</p> <p>24 A No, I don't.</p> <p>25 Q While working as a Private First Class at</p>

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1 Christian Holinka 34
 2 the General Hospital, were you exposed to asbestos in
 3 any way?
 4 A Yes.
 5 Q Can you tell me how you believe you were
 6 exposed to asbestos while working as a Private First
 7 Class at 98 General Hospital?
 8 A Yes. Bunsen burner pads, mittens to shield
 9 from heat. Whenever you had shield glass work, you
 10 put on those mittens and eventually with use because
 11 of the heat and otherwise they became brittle and to
 12 my knowledge they contained asbestos as an insulator.
 13 MS. LEAVITT: Can you read that back,
 14 please.
 15 (Whereupon, at this time, the requested
 16 portion was read back by the reporter)
 17 Q Why do you believe you were exposed to
 18 asbestos from the Bunsen burner pads?
 19 A You handled them regularly, you replaced
 20 them. As they were exposed to heat, the center part
 21 decomposed, became brittle and you had to dispose of
 22 the pad and replace it with a new unit.
 23 Q And earlier you told us that you worked in
 24 all branches of the clinical medical lab including
 25 biochemistry, hematology, pathology and some other

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1 Christian Holinka 35
 2 areas. Can you tell me when you were working with the
 3 Bunsen burner pads what type of work you were doing?
 4 A In chemistry you would make solutions, you
 5 would put them on the Bunsen burner pad to heat them
 6 to dissolve your ingredients. In bacteriology you
 7 would make agar for bacterial cultures that needed to
 8 be heated in. In histology you also made solutions
 9 that needed to be heated for the dye to dissolve.
 10 Many dyes dissolve only at a certain temperature.
 11 Q About how much of your time was spent
 12 handling or disposing of Bunsen burner pads?
 13 MR. DARCHE: You can answer if you know.
 14 A I don't know. It is so routine, I don't
 15 want to elaborate too much, it is so routine that
 16 whenever you needed to replace it, you did so.
 17 Q How long did it take on average to replace
 18 a Bunsen burner pad?
 19 A I don't know. It depends on its use. If
 20 it's used less frequent I'd say once a week,
 21 estimated. If it is used very frequent, probably more
 22 frequently.
 23 Q In order to dispose of a pad, would that
 24 take seconds, minutes, hours?
 25 A Seconds.

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1 Christian Holinka 36
 2 Q And would the only reason you would have to
 3 handle a Bunsen burner pad would be to dispose of it?
 4 A To manually handle it, yes.
 5 Q Do you know the manufacturer of the Bunsen
 6 burners that you worked with while working as a
 7 Private First Class at 98 General Hospital?
 8 A No.
 9 Q Do you know who supplied the Bunsen burners
 10 to the hospital?
 11 A I don't.
 12 Q Do you know who manufactured the pads that
 13 were on the Bunsen burners at General Hospital when
 14 you were a Private First Class?
 15 A I don't.
 16 Q Do you know who supplied the pads?
 17 A I don't.
 18 Q Can you tell me why you believe you were
 19 exposed to asbestos from mittens at 98 General
 20 Hospital while working as a Private First Class?
 21 A By frequently using them.
 22 Q Did you have to use the mittens at any time
 23 other than when shielding from glass work?
 24 A No.
 25 Q How often would you have to shield from

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1 Christian Holinka 37
 2 glass work?
 3 A Frequently, certainly daily.
 4 Q And would that take seconds, minutes or
 5 hours?
 6 A Minutes.
 7 Q Do you know who manufactured the mittens
 8 that you used while working as a Private First Class
 9 at the hospital?
 10 A I don't.
 11 Q Do you know who supplied the mittens to the
 12 hospital?
 13 A I don't.
 14 Q Do you recall the name of any co-workers
 15 that worked with you while you were a Private First
 16 Class at the hospital?
 17 A I don't.
 18 Q While working as a specialist starting in
 19 1958 until 1959, July or August of 1959, were you
 20 exposed to asbestos in any way?
 21 A The work was exactly the same as
 22 previously, so if you want me to specifically answer
 23 to the best of my knowledge, yes.
 24 Q Was there any difference between the work
 25 that you did as a specialist and the work that you did

<p style="text-align: right;">Page 38</p> <p>1 Christian Holinka 38</p> <p>2 as a Private First Class?</p> <p>3 A No.</p> <p>4 Q The only difference was the title changed?</p> <p>5 A Yes.</p> <p>6 Q So, all of the questions that I just asked</p> <p>7 you about Bunsen burners, the Bunsen burner pads and</p> <p>8 the mittens would all --</p> <p>9 MS. LEAVITT: Strike that.</p> <p>10 Q Would all of your answers with respect to</p> <p>11 the Bunsen burners, the Bunsen burner pads and the</p> <p>12 mittens while you were working as a Private First</p> <p>13 Class at 98 General Hospital apply to the time that</p> <p>14 you also worked as a specialist?</p> <p>15 A Yes, that's correct.</p> <p>16 Q Do you recall the names of any co-workers</p> <p>17 that you worked with when you were a specialist?</p> <p>18 A I don't.</p> <p>19 Q Did you work in one laboratory or was there</p> <p>20 more than one laboratory at General Hospital?</p> <p>21 A It was one laboratory consisting of</p> <p>22 different divisions.</p> <p>23 Q Were you in any particular division?</p> <p>24 A Most of my work was in biochemistry, in</p> <p>25 bacteriology and in histology, pathology.</p>	<p style="text-align: right;">Page 40</p> <p>1 Christian Holinka 40</p> <p>2 speak.</p> <p>3 Q And what about with fumes that were not</p> <p>4 quite as strong?</p> <p>5 A I work at the bench.</p> <p>6 Q Did you wear any type of mask or respirator</p> <p>7 when you were working at the bench?</p> <p>8 A For bacterial cultures, certainly, yes.</p> <p>9 Q What about for non-bacterial cultures?</p> <p>10 A Generally no.</p> <p>11 Q When others were working nearby with strong</p> <p>12 fumes such as acids, would you wear any type of mask</p> <p>13 or respirator?</p> <p>14 A No.</p> <p>15 Q Other than acids what would you classify as</p> <p>16 strong fumes?</p> <p>17 MR. DARCHE: Objection to the form.</p> <p>18 You can answer.</p> <p>19 A Organic solvents, for example, alcohol or</p> <p>20 toluene, a whole number of.</p> <p>21 Q Were acids used by yourself on a daily</p> <p>22 basis?</p> <p>23 A No.</p> <p>24 Q Were they used by others in the laboratory</p> <p>25 on a daily basis?</p>
<p style="text-align: right;">Page 39</p> <p>1 Christian Holinka 39</p> <p>2 Q Where was the laboratory located in the</p> <p>3 hospital?</p> <p>4 A One of the wings of the hospital.</p> <p>5 Q Was there any ongoing renovation while you</p> <p>6 worked at the hospital?</p> <p>7 A Not to my knowledge.</p> <p>8 Q Were you exposed to any chemicals and fumes</p> <p>9 while working in the laboratory at the hospital?</p> <p>10 MR. DARCHE: I am going to object to the</p> <p>11 form of the question.</p> <p>12 But you can answer.</p> <p>13 A I used chemicals all the time for</p> <p>14 solutions, making solutions, making dyes with the</p> <p>15 necessary caution.</p> <p>16 Q Would you have inhaled any of the fumes</p> <p>17 from these chemicals?</p> <p>18 MR. DARCHE: Objection.</p> <p>19 You can answer.</p> <p>20 THE WITNESS: I can answer?</p> <p>21 MR. DARCHE: Yes, you can answer.</p> <p>22 A Minimally because we were very careful.</p> <p>23 Q And what types of precautions did you take?</p> <p>24 A With strong fumes of acids you did it under</p> <p>25 a sterile hood which would suck up the fumes, so to</p>	<p style="text-align: right;">Page 41</p> <p>1 Christian Holinka 41</p> <p>2 A No.</p> <p>3 Q How often, if you can estimate for me,</p> <p>4 would you use acids?</p> <p>5 A Estimated once every two weeks.</p> <p>6 Q And how often would others in the</p> <p>7 laboratory use acids?</p> <p>8 A About the same.</p> <p>9 Q And how often would you use organic</p> <p>10 solvents?</p> <p>11 A Regularly.</p> <p>12 Q Can you define that, please?</p> <p>13 A In histology on a daily basis and my</p> <p>14 overall work in histology during that period was</p> <p>15 approximately eight months, six to eight months.</p> <p>16 Q And is that the same for your co-workers?</p> <p>17 A Yes.</p> <p>18 Q Do you know the manufacturer of any of the</p> <p>19 acids?</p> <p>20 A No.</p> <p>21 Q Do you know the manufacturer for any of the</p> <p>22 organic solvents?</p> <p>23 A No.</p> <p>24 Q Were you exposed to asbestos in any --</p> <p>25 MS. LEAVITT: Strike that.</p>

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1 Christian Holinka 42

2 Q Other than the Bunsen burner pads and the
3 mittens that you have already told us about, were you
4 exposed to asbestos in any other way while working at
5 98 General Hospital?

6 A I don't know. I understand there is
7 equipment that may or may not have contained asbestos
8 but that was beyond my judgment.

9 Q Where did you get this understanding that
10 there may or may not have been equipment with
11 asbestos-containing products?

12 A It was generally understood, I could not
13 give you a specific, a specific source.

14 MS. LEAVITT: Can you strike the word
15 products from that last sentence, please.

16 A And could I amend the somewhat products may
17 be misleading also. Scientific instruments like
18 autoclave or sterile hoods.

19 Q Well, I am just going to reask the
20 question. Were there any other ways that you believe
21 you were exposed to asbestos while working at 98
22 General Hospital?

23 A I can --

24 MR. DARCHE: Without guessing do you know
25 of any other ways?

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1 Christian Holinka 44

2 Q What type of residence was this?

3 A A private home.

4 Q Were you renting or did you own?

5 A The top floor was rented out by students.

6 Q Were you one of the students on the top
7 floor?

8 A Yes.

9 Q Where were you a student at that time?

10 A University of California, Berkeley.

11 Q Were there any renovations ongoing at the
12 Carlton Street address while you lived there?

13 A No.

14 Q Where did you live after the Carlton Street
15 address?

16 A At various addresses in Berkeley,
17 California.

18 Q Was that while you were still a student?

19 A As a graduate student in physiology.

20 Q Were you exposed to asbestos in any way
21 while residing at these various addresses?

22 A In working at the different laboratories --

23 MR. DARCHE: In your addresses where you
24 lived.

25 Q At the residence.

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2 A I don't.

3 Q Can you tell me where you lived after you
4 left the military in 1959?

5 A I lived in Queens.

6 Q Where?

7 A Don't recall the address. I rented a room
8 for about three and a half, four months.

9 Q Was that in a private home?

10 A Yes.

11 Q Were you exposed to asbestos in any way
12 while living for the three or four months in that
13 private home?

14 A Not to my knowledge.

15 Q Was there any ongoing renovations on that
16 home while you were there?

17 A No, not to my knowledge.

18 Q After the three or four months, where did
19 you live?

20 A In Berkeley, California.

21 Q Do you remember a street address?

22 A 2242 Carlton Street.

23 Q And what years did you live at the Carlton
24 Street address?

25 A 1960 to 1962.

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2 A No, no, not to my knowledge.

3 Q Do you recall any renovations being done at
4 any of those various addresses?

5 A I don't recall.

6 Q Once you graduated where did you live?

7 A In part in Berkeley, for the most part in
8 Berkeley, California and for about a year in Europe,
9 mainly in France.

10 Q When did you graduate from Berkeley?

11 A 1962.

12 Q Where did you live in Europe for that year?

13 A Mostly in Paris.

14 Q Did you reside in a private residence, in a
15 private home or in an apartment building?

16 A It was an apartment building.

17 Q Do you recall the address?

18 A No.

19 Q Were you exposed to asbestos in any way
20 while residing in the apartment building in Paris?

21 A Not to my knowledge.

22 Q Was there any ongoing renovations while you
23 lived at the apartment building in Paris?

24 A No.

25 Q Did you live in only one apartment building

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<p>1 Christian Holinka 46</p> <p>2 in Paris --</p> <p>3 A Yes.</p> <p>4 Q -- or more than one?</p> <p>5 A Yes, one.</p> <p>6 Q After living in that apartment building in</p> <p>7 Paris, where did you then reside?</p> <p>8 A Berkeley, California.</p> <p>9 Q Do you recall the exact address?</p> <p>10 A There were several addresses, I don't</p> <p>11 recall the exact numbers. I recall several streets.</p> <p>12 Q Can you tell me the street names?</p> <p>13 A College Avenue, Blake Street, Center</p> <p>14 Street.</p> <p>15 Q Did you live at those addresses in that</p> <p>16 order?</p> <p>17 A Yes.</p> <p>18 Q For how long did you live at the College</p> <p>19 Avenue location?</p> <p>20 A About a year and a half.</p> <p>21 Q And for how long did you live at the Blake</p> <p>22 Street location?</p> <p>23 A Also about a year and a half to two years.</p> <p>24 Q And how long did you reside at the Center</p> <p>25 Street location?</p>	<p>1 Christian Holinka 48</p> <p>2 Q Did you own 284 West 12th Street?</p> <p>3 A No, I rented it.</p> <p>4 Q Did you continue to reside at the West 12th</p> <p>5 Street location until approximately 1977?</p> <p>6 A That's correct.</p> <p>7 Q Were you exposed to asbestos in any way</p> <p>8 while living at the West 12th Street location?</p> <p>9 A Not to my knowledge.</p> <p>10 Q Did you do any renovations at the West 12th</p> <p>11 Street location?</p> <p>12 A No.</p> <p>13 Q Were there any renovations done at the</p> <p>14 building during the time that you lived there?</p> <p>15 A No.</p> <p>16 Q Did you ever do any work in the basement of</p> <p>17 that building?</p> <p>18 A No.</p> <p>19 Q Do you know what a riser is?</p> <p>20 A A riser?</p> <p>21 Q A riser, in an apartment building.</p> <p>22 A No, I don't.</p> <p>23 Q Are you familiar with piping that goes from</p> <p>24 the ceiling to the floor?</p> <p>25 A Yes.</p>
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<p>1 Christian Holinka 47</p> <p>2 A Approximately two years.</p> <p>3 Q Were you working or attending school while</p> <p>4 living at these three addresses?</p> <p>5 A Both.</p> <p>6 Q Was this still for your graduate degree in</p> <p>7 physiology?</p> <p>8 A Until 1966, yes.</p> <p>9 Q Were you exposed to asbestos in any way</p> <p>10 while residing at the College Avenue, Blake Street</p> <p>11 and/or Center Street locations?</p> <p>12 A To the best of my knowledge, no.</p> <p>13 Q Did you own or rent these residences?</p> <p>14 A Rent.</p> <p>15 Q Were there any ongoing renovations while</p> <p>16 you resided at these addresses?</p> <p>17 A I do not recall but I do not believe so.</p> <p>18 Q And can you tell me after the Center Street</p> <p>19 location where you lived?</p> <p>20 A In New York.</p> <p>21 Q Did you move to New York in approximately</p> <p>22 1971?</p> <p>23 A Yes.</p> <p>24 Q And did you reside at 284 West 12th Street?</p> <p>25 A That's correct.</p>	<p>1 Christian Holinka 49</p> <p>2 Q And there is heat in it.</p> <p>3 MR. DARCHE: I am going to just object to</p> <p>4 the form. The witness testified he does not know</p> <p>5 what it is.</p> <p>6 You can answer.</p> <p>7 Q Are you familiar with that, sir?</p> <p>8 A Well, sometimes you see it in public</p> <p>9 spaces, so I guess. But I did not have this in any of</p> <p>10 my apartments.</p> <p>11 Q How was the West 12th Street apartment</p> <p>12 heated?</p> <p>13 A I believe steam heating, I'm not certain.</p> <p>14 Q Did you live at the West 12th Street</p> <p>15 location with your ex-wife?</p> <p>16 A Yes.</p> <p>17 Q Where did you live after the West 12th</p> <p>18 Street location?</p> <p>19 A In Los Angeles.</p> <p>20 Q Do you recall the address?</p> <p>21 A Yes. Hayworth Avenue, I do not recall the</p> <p>22 number, in West Hollywood.</p> <p>23 Q Can you spell Hayworth?</p> <p>24 A H-A-Y-W-O-R-T-H.</p> <p>25 Q How long did you live there?</p>

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<p>1 Christian Holinka 50</p> <p>2 A From 1974 to 1977.</p> <p>3 Q Were you living in New York and Los Angeles</p> <p>4 back and forth at the same time?</p> <p>5 A No.</p> <p>6 Q You had told us that you lived at the West</p> <p>7 12th Street location from 1971 to 77?</p> <p>8 A '74.</p> <p>9 Q Was the Hayworth Avenue residence a</p> <p>10 single-family home?</p> <p>11 A No, it was a small apartment building.</p> <p>12 Q Were you exposed to asbestos in any way</p> <p>13 while living at the Hayworth Avenue apartment?</p> <p>14 A Not to my knowledge.</p> <p>15 Q Were there any ongoing renovations to your</p> <p>16 apartment?</p> <p>17 A No.</p> <p>18 Q What about to the apartment building?</p> <p>19 A Not to my knowledge.</p> <p>20 Q Did you ever do any work in the basement of</p> <p>21 that building?</p> <p>22 A No.</p> <p>23 Q Did you live at that residence with your</p> <p>24 wife?</p> <p>25 A No.</p>	<p>1 Christian Holinka 52</p> <p>2 Q And did you do any renovations in Apartment</p> <p>3 9-J since moving in in 1979?</p> <p>4 A No.</p> <p>5 Q Has the building undergone any renovations</p> <p>6 since 1979?</p> <p>7 A Yes.</p> <p>8 Q What type?</p> <p>9 A There was new electricity, television. I</p> <p>10 do not recall exactly what cables were laid with</p> <p>11 drilling that generated a lot of dust.</p> <p>12 Q When was that done?</p> <p>13 A Approximately 12 years ago, I'm not exactly</p> <p>14 sure as to the year.</p> <p>15 Q Did they have to drill in your apartment at</p> <p>16 all?</p> <p>17 A Yes.</p> <p>18 Q What were the walls made of in your</p> <p>19 apartment, if you know?</p> <p>20 (All defendants object)</p> <p>21 A I don't know.</p> <p>22 Q You continue to reside in Apartment 9-J?</p> <p>23 A Yes.</p> <p>24 Q Has anyone else lived with you during the</p> <p>25 time that you lived at 299 West 12th Street?</p>
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<p>1 Christian Holinka 51</p> <p>2 Q Where did you live after the Hayworth</p> <p>3 Avenue location?</p> <p>4 A In New York City.</p> <p>5 Q You moved back to New York in approximately</p> <p>6 1977?</p> <p>7 A In 1977, yes.</p> <p>8 Q And do you recall where the residence that</p> <p>9 you moved back to, where that was?</p> <p>10 A I do.</p> <p>11 Q Okay.</p> <p>12 A 299 West 12th Street, Apartment 8-A.</p> <p>13 Q Was that where you continued to reside?</p> <p>14 A The address, yes. The apartment, no. As</p> <p>15 of 1979 is 9-J.</p> <p>16 Q You moved right down the block from where</p> <p>17 you were?</p> <p>18 A Yes. You know, New York.</p> <p>19 Q Did you do any renovations to Apartment</p> <p>20 8-A?</p> <p>21 A No.</p> <p>22 Q Were there any renovations done in the</p> <p>23 building from 1977 to 1979 when you lived in Apartment</p> <p>24 8-A?</p> <p>25 A Not to my knowledge.</p>	<p>1 Christian Holinka 53</p> <p>2 A Yes, a friend.</p> <p>3 Q Do they continue to live with you?</p> <p>4 A No.</p> <p>5 Q During what time period did your friend</p> <p>6 live with you?</p> <p>7 A 1982 to 2000.</p> <p>8 Q Can you tell me the name of your friend?</p> <p>9 A James Johnson.</p> <p>10 Q Are you okay, do you need a break?</p> <p>11 A In a little while.</p> <p>12 Q Because if you need a break, this would be</p> <p>13 a good time before I get into work exposure.</p> <p>14 MR. DARCHE: Why don't we take like a half</p> <p>15 hour, 45 minutes, just grab some lunch.</p> <p>16 (Whereupon, at 12:30 P.M., a lunch recess</p> <p>17 was taken)</p> <p>18 (Back on the record at 1:00 P.M.)</p> <p>19 MR. DARCHE: We are going to stop, come</p> <p>20 back and finish up on another day.</p> <p>21 (Whereupon, at 1:00 P.M., the</p> <p>22 examination of this witness was concluded)</p> <p>23</p> <p>24</p> <p>25</p>

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WITNESS CERTIFICATION

I have read the foregoing transcript of my testimony and find it to be true and accurate to the best of my knowledge and belief.

CHRISTIAN HOLINKA

Subscribed and sworn to
before me on this ____ day
of _____, 2007.

NOTARY PUBLIC

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CERTIFICATE OF NOTARY 56

I, CHERYL F. BAREN, a Stenotype Shorthand Reporter and Notary Public within and for the State of New York, do hereby certify that the within Examination Before Trial of CHRISTIAN HOLINKA was held before me and I faithfully and impartially recorded stenographically the questions, answers and colloquy.

I further certify that after said examination was recorded stenographically by me, it was reduced to typewriting under my supervision, and I hereby submit that the within contents of said examination are true and accurate to the best of my ability.

I further certify that I am not a relative of nor an attorney for any of the parties connected with the aforesaid examination, nor otherwise interested in the testimony of the witness.

CHERYL F. BAREN

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Request is made to provide the 18 4
specific address on Rosenthal Strasse
if it can be obtained